

ORDINANCE 98-07-CM

ORDINANCE RE-ESTABLISHING A COUNTY CORRECTIONS FUND (FUND #79) AND ELECTING TO RECEIVE DEPOSITS FROM THE INDIANA DEPARTMENT OF CORRECTIONS PURSUANT TO I.C. 11-12-6-1 ET. SEQ.

WHEREAS, I.C. 11-12-6-1 et.seq. (sic) permits the legislative body of County governments to establish a County Corrections Fund, and to elect to receive deposits from the Indiana Department of Corrections;

WHEREAS, the Board of Commissioners of the County of Tippecanoe, Indiana, the legislative body of said County, has previously established a County Corrections Fund and has elected to receive deposits from the Indiana Department of Corrections, pursuant to County Ordinances 88-12-CM, 89-16-CM, 90-07-CM, 91-09-CM, 92-07-CM, 93-02-CM, 94-07-CM, 95-26-CM, 96-12-CM, and 97-06-CM,

WHEREAS, under the programs established by I.C. 11-12-6-1 et. seq., County governments establishing a County Corrections Fund, and electing to receive deposits from the Department of Corrections will become responsible for housing and holding misdemeanants, and in the event that "Level 3 Funding" is elected, a County, while participating in such program, would be prohibited from submitting to the Department of Corrections misdemeanants;

WHEREAS, it is deemed in the best interests of the citizens of Tippecanoe County that a County Corrections Fund be created, that said fund be funded by the Department of Corrections, and the Level 3 Funding for the fiscal year commencing July 1, 1998, be elected;

NOW, THEREFORE, BE IT ORDERED, ESTABLISHED AND ORDAINED by the Board of Commissioners of the County of Tippecanoe as follows:

1. **Creation of County Corrections Fund.** A County Corrections fund for Tippecanoe County is hereby established. Said County Corrections Fund shall be funded and used consistent with the provisions of I.C. 11-12-6-1 et. seq.
2. **Election to Receive Deposits.** The Board of Commissioners of the County of Tippecanoe, Indiana, hereby elects to receive deposits from Indiana Department of Corrections pursuant to I.C. 11-12-6-13 for the ensuing fiscal year.
3. **Level of Funding.** The Board of Commissioners of Tippecanoe County, Indiana, hereby designates that the level of funding elected by Tippecanoe County as and for its receipt of funds pursuant to I.C. 11-12-13 shall be Level 3 Funding.
4. **Review and Consideration.** On or before April 30, 1998, the Board of Commissioners of the County of Tippecanoe, Indiana, has reviewed the benefits and/or detriments of the use of the County Corrections Fund during the preceding twelve (12) month period of time, and had determined that a new ordinance should be adopted confirming the creation and existence of a County Corrections Fund, and whether the receipt of funds from the Indiana Department of Corrections, at one of the three (3) statutory levels, should be elected.

Effective Date. This Ordinance shall be effective immediately upon its adoption, this 2nd day of March, 1998.

VOTE:

BOARD OF COMMISSIONERS OF
THE COUNTY OF TIPPECANOE

YES

John L. Knochel, President

YES

Ruth E. Shedd, Vice President

YES

Kathleen Hudson, Member

ATTEST:

Betty J. Michael, Auditor